IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

Bail Appl..No. 3734 of 2007()

CRMP.1547/2007 of DISTRICT COURT, ALAPPUZHA
CRIME NO.47/07 OF EDATHUA POLICE STATION.

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PETITIONERS/ACCUSED 1 & 3

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1. RIJU MICHAEL, AGED 18 YEARS,
S/O.KUTTAPPAN, VENATTU HOUSE,
PANAKARI MURI, EDATHUA,KUTTANAD.

2. MICHAEL DEVASYA, @ KUTTAPPAN, AGED
62 YEARS, VENATTU HOUSE, PANAKARI MURI,
EDATHUA, KUTTANAD.

BY ADV. SMT.T.D.RAJALAKSHMI
SRI.RANJIT SREENIVAS

RESPONDENTS: COMPLAINANT

STATE OF KERALA REP BY S I OF POLICE,
EDATHUA POLICE STATION THROUGH THE PUBLIC
PROSECUTOR,HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 3734 of 2007

Dated this the 21st day of June, 2007

ORDER

Application for regular bail. The petitioners are 1st and 3rd accused. They were allegedly found to be in possession of 175 litres of spirit on 8/5/2007. They were arrested and continue in custody from that date.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions. The learned Public Prosecutor submits that in not opposing this application the submission that the 1st petitioner is a cancer patient does weigh with the learned Public Prosecutor.

3. **In the result:**

(a) The application is allowed.

(b) The petitioners shall be released on bail on the following terms and conditions:

(i) The petitioners shall execute bonds for Rs.75,000/- each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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